

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT of CALIFORNIA

AMENDED CIVIL MINUTES

Judge: William Alsup Time in Court: 5 hours
38 minutes
Date: May 11, 2016
Case No. 3:10-cv-03561-WHA

Oracle America, Inc. v. Google, Inc.

Plaintiff Counsel

Peter Bicks; Annette Hurst
Matthew Bush; Lisa Simpson
Gabriel Ramsey; Christina Von Der
Ahe; George Saab (Corp Rep)

Defense Counsel

Robert Van Nest; Christ Anderson
Daniel Purcell; Matthias Kamber
Michael Kwun; Reid Mullen
Maya Karwande; Steven Ragland
Catherine Locavera (Corp Rep)

Deputy Clerk: Dawn Logan

Reporter: Kathy Sullivan
Pam Batalo

PROCEEDINGS

REASON FOR HEARING: Further Jury Trial - HELD

RESULT OF HEARING: Witnesses called.

CONTINUED TO: May 12, 2016 at 7:30 am for Further Jury Trial

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

[3:10-cv-03561-WHA](#)

Oracle America, Inc v. Google Inc.

EXHIBIT and WITNESS LIST

JUDGE:	PLAINTIFF ATTORNEY:	DEFENSE ATTORNEY:
William Alsup	Peter Bicks; Annette Hurst; Lisa Simpson; Gabriel Ramsey; Matthew Bush; Christina Von Der Ahe; George Saab (Corp rep)	Robert Van Nest; Christa Anderson; Daniel Purcell; Michael Kwun; Reid Mullen; Matthew Kamber; Maya Karwande; Catherine Locavera (Corp rep)
JURY TRIAL:	REPORTERS:	CLERK:
May 11, 2016	Kathy Sullivan; Pam Batalo	Dawn Logan
FURTHER TRIAL DATE:		
May 12, 2016		

PLF NO.	DEF NO	DATE/TIME OFFERED	ID	EVI. REC	DESCRIPTION	BY
		7:32 AM			Outside the presence of the jury - Court and counsel discussed preliminary matters	
		7:58 AM			Resumed - jury present	
					Court addressed the jury re attorney	
		8:00 AM			Cross Examination of Eric Schmidt continued by Peter Bicks	
9197			X		Audio Played	
406			X	X	Email chain from Eric Schmidt to Brett Slatkin	
5097			X	X	Email chain from Chris DiBona to Vic Gundotra	
405			X	X	Email string from E. Schmidt to B. Lee re Sun Java SE	
		8:26 AM			Redirect Examination by Robert Van Nest	
	406		X	X	Email chain from Eric Schmidt to Brett Slatkin	
	5250		X	X	Google AdWords API beta: Terms & Conditions	
	22		X	X	Email from K. Tsay to deal_review@google.com et al. re EMG Deal Review	

		8:37 AM			Recross Examination	
		8:38 AM			Witness Excused	
					Defendant's witness Jonathan Schwartz sworn-in. Direct by Robert Van Nest	
	205		X	X	Email string from S. McNealy to E. Schmidt re Potential Sun Google partnership in the Mobile Java and OS Space	
		9:21 AM			Recess	
		9:37 AM			Outside the presence of the jury - Count	
		9:41 AM			Resumed - jury present	
	435		X	X	Email from Jonathan.Schwartz@Sun.com	
	2352		X	X	Blog Entry, Source: Jonathans Blog	
	3341	Not Admitted	X		Weblog: source.android.com	
	2357		X	X	Email from Jonathan Schwartz to elt sun.com	
	3466		X	X	Email from Schmidt to Schwartz re update on android licensing	
	3103		X	X	Eric Klein - Android Demo - JavaOne	
	7573		X	X	Email from Schwartz; Jonathan to Gadre, Anil re Google	
	7746		X	X	Email from Schwartz, Jonathan to Delaney, Melanie re [Fwd: RE: Congrats	
	7275.1		X	X	Video of Sun CEO Jonathan Schwartz	
		10:23 AM			Cross Examination by Peter Bicks	
9191			X	X	Phipps Deposition Exhibit 5176	
5989			X	X	3KUtSRQKAxk5DD5A3zA3GIH-	
5991			X	X	Web.archive.org - "Who are the naught and nice CEOx?"	
5984			X		Article titled "The 15 Worst CEO's in American History"	
5985			X		Reuters.com - Finkle- "Special Report: Can that guy in Ironman 2 whip IBM in real life?"	

5986			X	X	The New York Times- Vance- "Sun's Chief Still Sunny After Drubbing from Ellison"	
2353			X	X	Email from Jonathan Schwartz to Karen.Kahn@Sun.com	
2368			X	X	Email from Jonathan Schwartz to John Fowler re Java	
5316			X	X	Email chain from Jonathan Schwartz to David Douglas re Why are we waiting?	
1048			X	X	Sun concerned Google's Android will fracture Java	
1055			X	X	Email chain from Jonathan Schwartz to Karen Kahn re Google & SDK Announcement	
5295			X		Oracle/Sun Reply re document titled "Questions and comments on the SECOND draft Form CO of 24 July 2009"	
9116			X		Email from N. Periakaruppan to F. Jackson-Price	
1056			X	X	Email string from J. Schwartz to M. Mickos re Re: no doubt you saw...	
610.1			X		Java 2 Platform Standard edition Development Kit 5.0 Specification	
563			X	X	Email from J. Schwartz to S. McNealy re Re: plane	
	11:25 AM				Redirect Examination	
	11:26 AM				Witness Excused	
	11:26 AM				Recess	
					Outside the presence of the jury - Court addressed references made during the examination	
	11:30 AM				Recess	
	11:44 AM				Resumed... jury present	
					Defendant's witness Andrew Rubin sworn-in. Direct by Christa Anderson	
1			X	X	Google PowerPoint presentation entitled "Android GPS: Key stategic decisions around Open Source"	
617			X	X	Email chain from Leo Cizek to Matthew Marquis	
2004			X	X	Email from Vineet Gupta to Andy Rubin	
11			X	X	Email from R. Miner to S. Horowitz re Fwd: Sun doc	

	331		X	X	Email from A. Rubin to T. Lindholm	
	5317		X	X	Email string from V. Gupta to A. Rubin	
	43.1		X	X	Android Platform Diagram	
		1:00 PM			Recess	
					Court and counsel addressed matters outside the presence of the jury	
		1:10 PM			Recess until 5/12/2016 at 7:30 AM	